

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY A. DAMON, :
 :
 :
 Plaintiff CIVIL ACTION NO. 3:19-986
 :
 :
 v. : (JUDGE MANNION)
 :
 D.E.F. SERVICE GROUP, INC., :
 :
 :
 Defendant :

ORDER

In light of the memorandum issued this same day, **IT IS HEREBY
ORDERED THAT:**

- (1) The report and recommendation of Judge Mehalchick, (**Doc. 13**), is **ADOPTED IN ITS ENTIRETY**;
- (2) The plaintiff's second amended complaint, (**Doc. 10**), is **DISMISSED WITH PREJUDICE**, pursuant to 28 U.S.C. §1915(e)(2)(B);
- (3) The plaintiff is **DENIED** leave to file a third amended complaint based on futility; and
- (4) The clerk of court is directed to **CLOSE** this case.

s/ Malachy E. Mannion

MALACHY E. MANNION
United States District Judge

Dated: May 12, 2020

19-986-01-ORDER